

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DISTRICT COUNCIL 16 NORTHERN
CALIFORNIA HEALTH AND WELFARE
TRUST FUND; AND ITS JOINT BOARD
OF TRUSTEES, ET AL.,

Plaintiffs,

v.

DAVID M. SCHMITT,

Defendant.

Case No. [15-cv-02980-MMC](#)

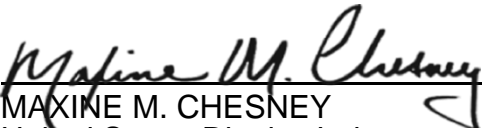
ORDER OF DISMISSAL

The Court having been advised that the parties have agreed to a settlement of this cause,

IT IS HEREBY ORDERED that plaintiffs' claims alleged against defendant herein be dismissed without prejudice; provided, however, that if any party hereto shall certify to this Court, within ninety days, with proof of service of a copy thereof on opposing counsel, that the agreed consideration for said settlement has not been delivered over, the foregoing Order shall stand vacated and this cause shall forthwith be restored to the calendar for further proceedings as appropriate.

IT IS SO ORDERED.

Dated: December 5, 2016


MAXINE M. CHESNEY
United States District Judge